



THE CHONG LAW FIRM, P.A.

Licensed in: Delaware, New Jersey, Pennsylvania

October 5, 2022

VIA ECF

Hon. Colm F. Connolly
United States Chief District Judge
District of Delaware
J. Caleb Boggs Federal Building
844 North King Street
Unit 31
Room 4124
Wilmington, Delaware 19801-3555

RE: *Backertop Licensing LLC v. Canary Connect, Inc.*,
Civil Action No. 1:22-cv-00572-CFC
Backertop Licensing LLC v. August Home, Inc.
Civil Action No. 1:22-cv-00573-CFC

Dear Judge Connolly:

In response to the Court's Memorandum Order (D.I. #18) setting an evidentiary hearing in the case captioned above, Plaintiff Backertop Licensing LLC ("Plaintiff") seeks clarification and guidance from the Court so Plaintiff can bring any additional documents or evidence to the evidentiary hearing.

Plaintiff does not receive from a person or entity that is not a party funding for some or all of the party's attorneys' fees and/or expense to litigate this action on a non-recourse basis. Plaintiff hired its attorneys at Fresh IP and Chong Law Firm on a contingency fee basis. Although Plaintiff's attorneys have a financial interest that is contingent on the results of the litigation, no third-party funding is received to pay for the attorneys' fees. All funding received by Plaintiff for this litigation, including the advance of any expenses, is provided on a recourse basis.

Accordingly, Plaintiff respectfully requests guidance from the Court regarding any further documents or evidence it seeks to obtain in the scheduled

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evidentiary hearing so Plaintiff may be fully responsive and ensure that the requested information is available to the Court.

If there are any further questions or concerns, please contact the undersigned at the Court's convenience.

Respectfully submitted,

CHONG LAW FIRM PA

/s/ Jimmy Chong

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